

Mayor Bill Seuell called the meeting to order at 7:00 p.m. Also present were Councilmembers Robert Jurca, Guy Pfalzgraff, Kay Carlquist and Mary Cooper, along with City Manager Lanny Sloan and City Attorney Michael Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

It was moved by Councilmember Jurca and seconded by Councilmember Carlquist to approve the minutes of February 19, 2008, as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

Doug McCauley stated that he would like to be in the planning of the stop light at 1600 Road and Hwy 50.

Appointments of Planning Commission and Delta Housing Authority Board

It was moved by Councilmember Carlquist and seconded by Councilmember Cooper to appoint Patrick Dearmin to the Planning Commission, reappoint Bill Raley to the Planning Commission and appoint Cindy Warren to the Delta Housing Authority Board. All in favor, motion carried.

Transfer of Ownership Application; Hoolie's Place, Rebecca Angel, LLC

Deputy City Clerk reported that Rebecca Angel LLC has purchased Hoolie's Place located at 220 Main Street, Delta, Colorado, from Lina McPherson. The Police Department has run a criminal record check on the applicant and indicates there is no record. Fingerprints of the applicant have been submitted to CBI and FBI. There is no cost to the City. The applicant has paid transfer fees to the State and the City.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Jurca to approve the transfer of the Hoolie's Place tavern liquor license from Lina McPherson to Rebecca Angel LLC, contingent on receiving favorable fingerprint reports on the new owner. All in favor, motion carried.

3.2 Beer License Renewal Application; Feather Petroleum Co. DBA Stop N Save

The Deputy City Clerk reported that Stop 'n' Save located at 1600 Bluff Street, Delta, Colorado, has submitted their renewal application for 3.2 Beer License. The Police Department indicated in their report that there hasn't been any liquor violations for the past twelve months and recommend liquor license renewal. There is no cost to the City. The applicant has paid the renewal fees to the State and the City.

It was moved by Councilmember Jurca and seconded by Councilmember Cooper to approve the 3.2 Beer License Renewal for Stop 'n' Save No. 8. All in favor, motion carried.

Removal of Speed Bumps on 1575 Road

City Manager Lanny Sloan stated that previous Council had instructed city crews to install two speed bumps on the 1575 Road leading to the Golf Course. Many people have complained about these bumps and members of this council have expressed an interest in discussing the removal of the bumps.

Councilmember Cooper stated that there have been vehicles that have been damaged due to the speed bumps.

Councilmember Jurca asked if the speed bumps could be cut down.

Regular Meeting, Delta City Council, March 4, 2008 (Cont.)

Removal of Speed Bumps (cont.)

Public Works Director Jim Hatheway reported that when they were installed the speed bumps they used an ITE design that was recommended to him. The speed bumps can be removed; however, they cannot be cut down. He believes this is an enforcement issue rather than a structural issue.

It was moved by Councilmember Carlquist and seconded by Councilmember Pfalzgraff to have Staff remove the speed bumps on 1575 Road. All in favor, motion carried.

Master Planning Contract

Public Works Director Jim Hatheway stated that the City was recently awarded an Energy Impact Grant from DOLA to support Master Planning for the Water Distribution, Sewer Collection and Stormwater Management infrastructure for \$250,000. The master planning will provide the City with valuable information so that staff can better identify capital improvement projects. Staff would recommend that council award a contract to URS Corporation for \$459,114. The 2008 budget for this project is \$500,000 shared between the Water Fund, Sewer Fund and City-Wide Capital Improvements Fund.

Councilmember Pfalzgraff asked what the planning area consists of.

Mr. Hatheway stated he has asked Community Development Director Glen Black to provide where they see the growth going so that they can include those areas in the project the best they can. He advised that they will be getting hydraulic models back for the water and sewer system so that they can use that to continue to develop the project if needed.

It was moved by Councilmember Cooper and seconded by Councilmember Carlquist to award the contract to URS Corporation for Master Planning Services. All in favor, motion carried.

Factory Built Housing

Community Development Director Glen Black stated that staff is recommending that Modular Housing and Modular Commercial Buildings constructed to our current building codes be allowed in all zone districts. They also recommend that specific definitions for Modular Housing and Modular Commercial Buildings be added to the definitions for Title 17. International Code Certified modulars are constructed to the same standards as currently used by the City of Delta. He advised that the State of Colorado must approve factories which construct these modulars. State approved units are given a state insignia showing that either the unit has been inspected or that the unit has come from a factory which has obtained Certified Status.

Mr. Black addressed council's questions on the different zones and what is currently allowed in those zones. He stated that definition will be important when going through this. Modulars that are state certified and are constructed to the current building codes allowed by the City, are what they are recommending to be allowed in the City.

Councilmember Cooper stated that this is one step closer in helping Delta Housing Authority with their current project.

Mr. Black advised that DHA project does fit within the criteria.

Attorney Michael Schottelkotte advised that he will look at doing an ordinance amendment, if possible, to immediately cover the project for the DHA and then address the remainder in a supplemental ordinance.

City Manager Lanny Sloan stated that because of the time concern they would ask that this be done under emergency ordinance.

It was moved by Councilmember Carlquist and seconded by Councilmember Cooper to direct staff to prepare an emergency ordinance to change the appropriate code sections. All in favor, motion carried.

Regular Meeting, Delta City Council, March 4, 2008 (Cont.)

Council Bill #3, 2008; First Reading; Miscellaneous Code Changes

Community Development Director Glen Black reported that the following changes were recommended previously to City Council. City Attorney has drafted the appropriate ordinance to make the changes.

Council Bill #3, 2008

AN ORDINANCE OF THE CITY OF DELTA, COLORADO, AMENDING SECTIONS 15.04.080, 16.04.050, 16.04.070, 17.04.150, AND 17.04.230 OF THE DELTA MUNICIPAL CODE, AND ADDING A NEW SECTION 16.04.115 TO SAID CODE, FOR THE PURPOSE OF PROMOTING CLARITY AND UNIFORMITY AMONG CERTAIN OF THE CITY'S LAND DEVELOPMENT REGULATIONS

was read by the Deputy Clerk.

It was moved by Councilmember Cooper and seconded by Councilmember Carlquist to adopt Council Bill #3, 2008 on first reading. Roll call vote, Councilmembers Jurca aye, Pfalzgraff aye, Carlquist aye, Cooper aye, and Seuell aye. Motion Carried

Resolution #3, 2008; Agriculture Workforce and Safe, Affordable Housing for Agriculture Workers

Councilmember Pfalzgraff stated that this resolution has to do with the agricultural workforce and safe, affordable housing for agriculture workers. There have been cut backs in the ability to get legal workers into this Country for various different types of work including agriculture work. The Federal Government has H2-A and H2-B visas that have been cut back.

Mike Ahlberg explained the difference between a H2-A and H2-B visa. He stated that the Olathe Dormitory was originally built to house migrant workers. However, something changed and now only permanent residents or those pursuing permanent residency can stay in the dormitory. What they are trying to change now is for legally admitted residents to be allowed to stay there, H2-A or H2-B visa would apply to this. He explained how difficult it is to house the workers. If the housing was available he believes it would be used at least 8 months out of the year. He is asking for Council's support on this resolution to get it to Senator Salazar so that maybe they can get the language changed.

Councilmember Pfalzgraff stated that Senator Salazar has said that he would present this if he could show the support in the area.

There was some discussion as far as the size of the families and the requirements to house them.

City Attorney Michael Schottelkotte stated that there would not be any legal implications.

RESOLUTION #3, 2008

A RESOLUTION OF THE CITY OF DELTA, COLORADO IN SUPPORT OF AN AGRICULTURE WORKFORCE & SAFE, AFFORDABLE HOUSING FOR AGRICULTURAL WORKERS

was read by the Deputy Clerk.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Carlquist to adopt Resolution #3, 2008. Roll call vote: Councilmembers Jurca aye, Pfalzgraff aye, Carlquist aye, Cooper aye, and Seuell aye. Motion Carried.

Proclamation: National Crime Victim's Rights Week

Interim Police Chief Roger Christian stated that April 13th-19th, 2008 is National Crime Victim's Rights Week. The Victim Services Coordinator Becki Havens is working with the advocates to ensure we are providing victim's rights. This proclamation serves to remind us that crime can affect anyone.

Mayor Seuell read the Proclamation for National Crime Victim's Rights Week.

Regular Meeting, Delta City Council, March 4, 2008 (Cont.)

City Attorney Comments

Attorney Michael Schottelkotte announced that the Colorado Supreme Court will be here to conduct oral argument on two cases in the Performing Arts Center on Wednesday April 30th. There will be a reception for the justices on Tuesday, April 29th in the evening at the Rec Center.

City Manager Comments

City Manger Lanny Sloan stated that staff will be coming to council to recommend placing a bond question on the November Ballot for the construction for Confluence Drive. As of now, under the existing taxes that are in place, staff feels they can bond around 15 ½ million dollars. They are not asking to increase taxes. They will be asking for a bond for that much money towards the project.

Mr. Sloan announced that there will be a community reception for the Police Chief applicants on March 13th from 4:30 to 6:00 at the Rec Center and would like to invite all to attend.

Councilmember Comments

Councilmember Jurca asked if they have a Golf Pro hired.

Mr. Sloan stated that they have hired one and he will be starting on March 13th.

Mayor Seuell stated that the Golf Course had a record day on Saturday.

Councilmember Carlquist attended a meeting for the alternate truck route where they announced the name, Confluence Drive. It was a very good meeting. Ms. Carlquist would recommend everyone to check out the web site, it has a lot of information on the truck route.

Councilmember Cooper also attended the truck route meeting.

Ms. Cooper stated she attended a Project 7 meeting and it looks like there will be a 12 million dollar project for more storage.

Ms. Cooper attended a meeting today for hospice and it is a very good program that is in the community helping individuals.

The meeting was adjourned at 7:53 p.m.

Jolene E. Nelson, Deputy City Clerk